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2  
3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

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6 In the Matter of the Extradition of )  
7 JAIME ROSAS MANCILLA. )

Case No. 2:11-CV-1931-GMN-VCF

CERTIFICATION OF  
EXTRADITABILITY

8 )  
9 ) AND

10 ) ORDER OF COMMITMENT  
11 )

12 The Court received the complaint filed on December 2, 2011, by J. Gregory Damm,  
13 Assistant United States Attorney for the District of Nevada, for and on behalf of the Government  
14 of Mexico, pursuant to that Government's request for the extradition of Jaime Rosas Mancilla.  
15 That complaint requested that the Court issue an arrest warrant for the arrest of Jaime Rosas  
16 Mancilla with a view towards extradition. On December 5, 2011, Jaime Rosas Mancilla was  
17 arrested.

18 On August 27, 2011, the Court conducted an extradition hearing at which the authenticated  
19 documents submitted by the Government of Mexico were received into evidence. Jaime Rosas  
20 Mancilla appeared with counsel David Arredondo, Esq. Jaime Rosas Mancilla provided exhibits  
21 in support of his Memorandum Of Law In Opposition To Request For Extradition on his own  
22 behalf. The Court has carefully reviewed the materials provided by both parties, including the  
23 Declaration of Alexis R. Blane, attorney in the Office of the Legal Adviser, Department of State,  
24 and had the opportunity to observe Jaime Rosas Mancilla's physical characteristics as compared  
25 with the evidence of identification before the Court.

26 The Court finds that:

1. The undersigned judicial officer is authorized under Title 18, United States Code, Section 3184, to conduct an extradition hearing.

1 2. The Court has personal jurisdiction over Jaime Rosas Mancilla and subject matter  
2 jurisdiction over the case.

3 3. There is currently in force an extradition treaty between the Government of the United  
4 States and the Government of Mexico. The Treaty was signed on May 4, 1978, and went into  
5 effect on January 25, 1980, 31 U.S.T. 5059, TIAS 9656. Alexis R. Blane, Attorney Adviser,  
6 Office of the Legal Adviser, Department of State, United States of America, provided a declaration  
7 attesting that the Extradition Treaty is in full force and effect between the United States and  
8 Mexico. This declaration was properly sealed by the Secretary of State, Hillary Rodham Clinton.

9 4. Jaime Rosas Mancilla has been dully and legally charged with having committed the  
10 crimes of Aggravated Homicide and Motor Vehicle Theft in the Judicial District of Montes de  
11 Oca, in the State of Guerrero, Mexico, on July 28, 2008, in violation of article 103, related to  
12 article 108 (I) and (II), subsection c), and articles 163 and 164 (XI) (the last two numbered  
13 paragraphs applicable to the crime of robbery) all of them of the criminal code for the State of  
14 Guerrero, Mexico. On November 13, 2008, the Judge of First Instance for Civil and Criminal  
15 Matters of the Judicial District of Montes de Oca, Guerrero, issued an arrest warrant as part of  
16 criminal case number 51/2008 for Jamie Rosas Mancilla, a.k.a. La Chopa, due to his alleged  
17 perpetration of the crimes of Aggravated Homicide and Theft (Homicidio Calificado y Robo).

18 5. These charges constitute extraditable offenses within the meaning of Article 2 of the  
19 Treaty. The acts for which extradition is sought are punishable in accordance with the laws of  
20 both contracting parties by deprivation of liberty for a period of at least one year, and are covered  
21 under Article 2 of the Treaty.

22 6. The requesting state seeks the extradition of Jaime Rosas Mancilla for trial for these  
23 offenses; and,

24 7. There is probable cause to believe that Jaime Rosas Mancilla committed the offenses for  
25 which extradition is sought. A summary of facts underlying the alleged offense, as taken from the  
26 formal extradition documentation submitted by Mexico, is as follows:

On July 28, 2008, in the town of Los Llanos, State of Guerrero, Rosas murdered Santiago

1 Alvarez Sanchez ("Alvarez") by shooting him in the stomach, chest, and face. Also on July 28,  
2 2008, Rosas committed the crime of theft by stealing Alvarez's truck. The crimes took place at a  
3 seafood restaurant in Los Llanos.

4 As set forth more fully in the statement of Librada Perez Cabrera ("Perez"), the owner of  
5 the seafood restaurant where the killing took place, on July 28, 2008, Rosas, whom she knew well,  
6 arrived at the restaurant and began drinking beer by himself. A little while later, Alvarez arrived,  
7 politely greeted Rosas, and sat down to drink with him. Shortly after that, a man known to Perez  
8 as Miguel arrived and began to drink with Rosas and Alvarez. Approximately two hours later,  
9 Miguel left. Then, at around 4:00 p.m., Rosas and Alvarez left the restaurant, saying that they  
10 were going to eat at Las Parotas ranch. Both men got in Alvarez's truck, which Rosas drove after  
11 Alvarez gave him the keys.

12 Around 6:00 p.m., Rosas and Alvarez returned to the restaurant and began fighting in the  
13 street. While fighting, Alvarez hit Rosas in the face with a ringed hand, causing Rosas to bleed.  
14 Alvarez then ran into the restaurant and Rosas drove off in Alvarez's truck.

15 About a half hour later, Alvarez was talking to Perez's husband on a couch when Rosas  
16 appeared with a gun in his right hand. Rosas approached Alvarez and from a distance of  
17 approximately three meters aimed at Alvarez and shot him nine to ten times. Alvarez fell to the  
18 ground dead. After Alvarez died, Rosas left the scene in his own truck and drove towards La  
19 Union, Guerrero.

20 According to the statement of another eyewitness, Francisco Ibarra Nunez ("Ibarra"), who  
21 is Perez's husband, at approximately 6:00 p.m. on July 28, 2008, Ibarra was sitting on a couch in  
22 front of his wife's seafood restaurant when Rosas and Alvarez arrived and began fighting. Alvarez  
23 injured Rosas's face with some rings he was wearing on his hand, after which Rosas took Alvarez's  
24 truck and drove towards La Union, Guerrero.

25 About a half hour later, Rosas came back to the restaurant with a gun in his hand and  
26 approached Alvarez. When Alvarez saw that Rosas had a gun, Alvarez asked, "Are you really  
going to shoot me, asshole?" Rosas stated, "That's why I came back," and fired all of the bullets in

1 the gun at Alvarez. The first shots hit Alvarez in the stomach and chest. As Alvarez fell to the  
2 floor, Rosas continued to shoot Alvarez in the face, which killed Alvarez immediately. Rosas then  
3 went to his truck and fled the scene.

4 According to the autopsy report, the cause of Alvarez's death was a direct injury to the  
5 skull caused by gunshots.

6 In identification proceedings conducted on April 9, 2010, Perez, who was an eyewitness to  
7 Alvarez's murder, identified Rosas from a photo as the person who shot and killed Alvarez.


8 Based on the foregoing findings, the Court concludes that Jaime Rosas Mancilla is  
9 extraditable for the offenses for which extradition was requested, and certifies this finding to the  
10 Secretary of State as required under Title 18, United States Code, Section 3184.

11 IT IS THEREFORE ORDERED that a certified copy of this Certification of Extraditability  
12 and Order of Commitment (and a copy of any documents or testimony submitted by or on behalf  
13 of Jaime Rosas Mancilla) be forwarded without delay by the Clerk to the Secretary of State (to the  
14 attention of the Legal Adviser).

15 IT IS FURTHER ORDERED that Jaime Rosas Mancilla be committed to the custody of  
16 the United States Marshal pending final disposition of this matter by the Secretary of State and  
17 surrender to designated agents of the Government of Mexico.

18  
19 SO ORDERED.

20 Dated this 4th day of September, 2012.

  
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Judge Cam Ferenbach  
United States Magistrate Judge  
District of Nevada